

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|------------------|--------------------------|---|--|
| Appln. No. : | 10/628,504 |) | CERTIFICATE OF EFS WEB FILING |
| Applicant : | Gregory A. Ehlers et al. |) | |
| Filed : | 07/28/2003 |) | I hereby certify that this correspondence |
| Title : | System and Method of |) | is being electronically filed on this <u>14th</u> |
| | Controlling Delivery |) | day of December, 2007. |
| | and/or Usage of a |) | |
| | Commodity |) | <u>Roni Haupt</u> <u>12-14-07</u> |
| | |) | Roni Haupt Date |
| TC/A.U. : | 2152 |) | |
| Examiner : | Brian P. Whipple |) | |
| Docket No. : | 4834-00006 |) | |
| Confirmation No. | 5070 |) | |

APPLICANT INITIATED INTERVIEW SUMMARY

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

As required by 37 CFR 1.133, the applicant is providing a complete written statement of an interview conducted with the Examiner on December 13, 2007. The interview was conducted between the Examiner, Brian Whipple, the inventor, Gregg Ehlers, and the attorney for the applicant, Joseph D. Kuborn. The interview was conducted by telephone.

During the interview, the applicant discussed the Ehlers U.S. Patent No. 5,572,438 and Budike U.S. Patent No. 6,122,603 with respect to currently pending claims 1-5, 7-10, 12-20, 22-39. Particular attention was paid to the independent claims 1 and 29 of the

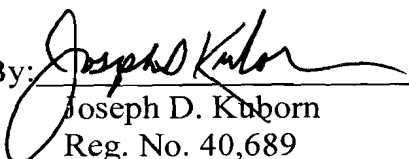
pending application. The interview was conducted following the applicant's filing of a Request for Continued Examination (RCE) and Amendment After Final.

During the interview, the applicants discussed the scope of the applicant's invention the limitations required by at least claims 1 and 29. The scope of the claims was discussed relative to the teachings of the cited Ehlers '438 and Budike '603 patents.

As a result of the interview, the Examiner indicated he would reconsider the rejections made in the final rejection relative to the claim amendments and arguments presented in the applicant's response dated October 31, 2007. Although the Examiner did not indicate the claims were allowable per se, the Examiner indicated that the final rejection may have been premature and that the Examiner would reconsider the claims as amended as well as the applicant's arguments.

Respectfully submitted,

ANDRUS, SCEALES, STARKE & SAWALL, LLP

By: 
Joseph D. Kuborn
Reg. No. 40,689

Andrus, Sceales, Starke & Sawall, LLP
100 East Wisconsin Avenue, St. 1100
Milwaukee, WI 53202
(414) 271-7590